

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 81-66

AMENDING ORDER NO. 80-27, AN ORDER
REQUIRING CHEVRON CHEMICAL COMPANY,
RICHMOND, CONTRA COSTA COUNTY TO CEASE
AND DESIST FROM DISCHARGING AND FURTHER
THREATENING TO DISCHARGE WASTE IN VIOLATION
OF REQUIREMENTS OF ORDER NO. 78-19 (NPDES
PERMIT NO. CA0005061)

The California Regional Water Quality Control Board, San Francisco Bay
Region (hereinafter called the Board) finds that:

1. On March 21, 1978, the Board adopted Order No. 78-19 prescribing waste discharge requirements (an NPDES permit) for Chevron Chemical Company (hereinafter called the discharger).
2. On May 20, 1980 the Board adopted Order No. 80-27 requiring the discharger to cease and desist from discharging and further threatening to discharge wastewater in violation of prohibitions set forth in Order No. 78-19 and prescribed time schedules for the implementation of interim and permanent improvements to the wastewater system.
3. Order No. 80-27, in part, states:

"...

B. Permanent Improvements

1. The discharger shall submit to the Board by May 27, 1980 a scope of work and time schedule for conducting studies to determine permanent improvements to wastewater system.
2. The discharger shall submit to the Board the results of the studies referred to in B.1 above by October 15, 1980.
3. The discharger shall submit to the Board by April 1, 1981 a plan and implementation schedule for permanent improvements to the wastewater system.
4. The discharger shall file a report by October 1, 1981 documenting completion of permanent improvement identified by the plan referred to in B.3 so as to eliminate threatened violation of Basin Plan Prohibitions."

4. The discharger submitted a plan and implementation schedule by April 1, 1981 but did not start construction and therefore failed to complete permanent facilities by October 1, 1981 as required in Finding 3.
5. Due to the necessity of also complying with new Federal regulations, development and review of the proposed improvements required more time than had been initially expected. These circumstances have been beyond the discharger's control. The discharger has submitted a revised time schedule which calls for completion of the necessary facilities by October 1, 1982.
6. At their July 15, 1981 meeting the Board was advised that the discharger would not comply with the October 1, 1981 date and the Board stated their intent to consider modification of the time schedule.
7. On Tuesday, May 20, 1980 at a meeting starting at 9:30 a.m. at the Assembly Room of the State Office Building, 1111 Jackson Street, Oakland, after due notice to the discharger and all the other affected persons, the Board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.
8. This action is an order to enforce the NPDES permit requirements previously adopted by the Board. This action is therefore categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15121 of the Resources Agency Guidelines.

IT IS HEREBY ORDERED that Item B of Order No. 80-27 shall be revised to read:

"B. Permanent Improvements

1. The discharger shall submit to the Board by April 1, 1982 plans and specifications for installation of the facilities necessary to comply with discharge requirements.
2. The discharger shall complete necessary facilities by October 1, 1982 and shall submit a report by November 15 1982 documenting completion of the necessary facilities as identified by the plans referred to in B.1, above, so as to eliminate threatened violation of Basin Plan Prohibitions.

I, Fred H. Dierker, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on December 16, 1981.

FRED H. DIERKER
Executive Officer